

PROOF

STATE OF IOWA

House Journal

WEDNESDAY, APRIL 7, 2004

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JOURNAL OF THE HOUSE

Eighty-seventh Calendar Day - Sixtieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 7, 2004

The House met pursuant to adjournment at 9:09 a.m., Speaker Rants in the chair.

Prior to convening the House was entertained with the music of the Okoboji Jazz band from Okoboji High School in Milford, under the direction of Greg Forney. They were the guests of Representative Greg Stevens from Dickinson County whose son and House Clerk, Dan Stevens, plays with the band.

The House rose and expressed its welcome.

The National Anthem was offered by the Show Hawk Men of Harley-Melvin-Sanborn High School, accompanied by the vocal music director, Sue Ewen. They were the guests of Representative Royd Chambers from O'Brien County.

The Journal of Tuesday, April 6, 2004 was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Manternach of Jones, until his arrival, on request of Gipp of Winneshiek.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 7, 2004, adopted the following resolution in which the concurrence of the House is asked:

[Senate Concurrent Resolution 117](#), a resolution congratulating Ms. Courtney Knupp on being crowned 2004 Iowa Pork Queen.

MICHAEL E. MARSHALL, Secretary

Roberts of Carroll in the chair at 9:20 a.m.

ADOPTION OF [HOUSE CONCURRENT RESOLUTION 123](#)

Swaim of Davis called up for consideration [House Concurrent Resolution 123](#), a concurrent resolution honoring N. William Hines on his retirement as Dean of the University of Iowa College of Law, and moved its adoption.

The motion prevailed and the resolution was adopted.

ADOPTION OF [HOUSE CONCURRENT RESOLUTION 108](#)

Carroll of Poweshiek called up for consideration [House Concurrent Resolution 108](#), a concurrent resolution recognizing the seventy-fifth anniversary of the Iowa Medical Society Alliance, and moved its adoption.

The motion prevailed and the resolution was adopted.

ADOPTION OF [HOUSE RESOLUTION 145](#)

Heaton of Henry called up for consideration [House Resolution 145](#), a resolution to recognize May 2004 as Hepatitis C Awareness and Education Month and to urge greater public awareness and education regarding hepatitis C, and moved its adoption.

The motion prevailed and the resolution was adopted.

ADOPTION OF [HOUSE RESOLUTION 156](#)

Wise of Lee called up for consideration [House Resolution 156](#), a resolution honoring the Southeastern Community College Men's Basketball Team on its national championship, and moved its adoption.

The motion prevailed and the resolution was adopted.

ADOPTION OF [HOUSE RESOLUTION 157](#)

Cohon of Des Moines called up for consideration [House](#)

Resolution 157, a resolution honoring Southeastern Community College Men's Basketball Coach Joe O'Brien, and moved its adoption.

The motion prevailed and the resolution was adopted.

ADOPTION OF **SENATE CONCURRENT RESOLUTION 117**

Greiner of Washington asked and received unanimous consent for the immediate consideration of **Senate Concurrent Resolution 117**, a resolution congratulating Ms. Courtney Knupp on being crowned 2004 Iowa Pork Queen, and moved its adoption.

The motion prevailed and the resolution was adopted.

SPECIAL PRESENTATION

Greiner of Washington introduced to the House the 2004 Iowa Pork Queen, Courtney Knupp.

The House rose and expressed its welcome.

On motion by Gipp of Winneshiek, the House was recessed at 9:36 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:06 p.m., Speaker Rants in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Kramer of Polk on request of Gipp of Winneshiek.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 7, 2004, passed the following bill in which the concurrence of the Senate was asked:

[House File 2352](#), a bill for an act relating to the appointment of illegal dumping enforcement officers and providing a penalty.

Also: That the Senate has on April 7, 2004, amended and passed the following bill in which the concurrence of the Senate was asked:

[House File 2447](#), a bill for an act relating to industry standards for boilers, directing the labor commissioner to adopt emergency rules when the industry standards are supplemented, providing for appeals of the commissioner's orders, and providing an effective date.

Also: That the Senate has on April 7, 2004, passed the following bill in which the concurrence of the Senate was asked:

[House File 2480](#), a bill for an act prohibiting the award of pets, or advertisement thereof, in certain circumstances, and providing a penalty.

Also: That the Senate has on April 7, 2004, passed the following bill in which the concurrence of the Senate was asked:

[House File 2518](#), a bill for an act relating to the duties of the soil and water conservation division of the department of agriculture and land stewardship.

Also: That the Senate has on April 7, 2004, passed the following bill in which the concurrence of the Senate was asked:

[House File 2528](#), a bill for an act relating to consideration of a juvenile court order by the district court in a custody proceeding.

Also: That the Senate has on April 7, 2004, passed the following bill in which the concurrence of the Senate was asked:

[House File 2530](#), a bill for an act relating to the assessment of surcharges in criminal proceedings.

Also: That the Senate has on April 7, 2004, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 371](#), a bill for an act relating to formatting standards for recording documents or instruments by a county recorder, specifying a recording fee for certain documents or instruments, and providing an effective date.

Also: That the Senate has on April 7, 2004, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2066](#), a bill for an act modifying requirements for securing children transported in motor vehicles and making a penalty applicable.

Also: That the Senate has on April 7, 2004, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

[Senate File 2213](#), a bill for an act regarding the revocation of fishing and hunting licenses by the department of natural resources for nonpayment of the license fee.

Also: That the Senate has on April 7, 2004, amended and adopted the following resolution in which the concurrence of the House is asked:

[Senate Concurrent Resolution 109](#), a concurrent resolution to honor the Meskwaki tribe members who served as Code Talkers in North Africa during World War II and to request that Congress and the President of the United States honor all Code Talkers who served in the United States armed forces.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 1:06 p.m., until the fall of the gavel.

The House resumed session at 3:50 p.m., Speaker pro tempore Carroll in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed seventy-two members present, twenty-eight absent.

IMMEDIATE MESSAGES

Gipp of Winneshiek asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Concurrent Resolutions 108, 123** and [Senate Concurrent Resolution 117](#).

CONSIDERATION OF BILLS

Ways and Means Calendar

[House File 2567](#), a bill for an act regulating the transportation of animal carcasses, and providing for fees and penalties, was taken up for consideration.

Frevert of Palo Alto offered the following amendment [H-8377](#) filed by her and Lalk of Fayette and moved its adoption:

[H-8377](#)

- 1 Amend [House File 2567](#) as follows:
- 2 1. Page 3, by inserting after line 29 the

3 following:
 4 "Sec. 101. NEW SECTION. 167.22 CHRONIC WASTING
 5 DISEASE.
 6 1. As used in this section "chronic wasting
 7 disease" means the same as defined in section 170.1.
 8 2. Except as otherwise provided in this
 9 subsection, a person licensed under this chapter shall
 10 not transport the carcass of a deer or elk into this
 11 state if the carcass originates from an area outside
 12 this state that has a significant prevalence of
 13 chronic wasting disease as determined by the state
 14 veterinarian. In order to transport the carcass into
 15 this state, the person must obtain approval by the
 16 state veterinarian in a manner and according to
 17 procedures required by the department."
 18 2. Page 3, by inserting after line 31 the
 19 following:
 20 "Sec. _____. EFFECTIVE DATE. Section 101 of this
 21 Act, being deemed of immediate importance, takes
 22 effect upon enactment."
 23 3. Title page, line 1, by striking the word
 24 "and".
 25 4. Title page, line 2, by inserting after the
 26 word "penalties" the following: ", and providing for
 27 an effective date".

Amendment [H-8377](#) was adopted.

Lalk of Fayette moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2567](#))

The ayes were, 97:

Alons	Arnold	Baudler	Bell
Berry	Boal	Boddicker	Boggess
Bukta	Chambers	Cohoon	Connors
Dandekar	Davitt	De Boef	Dennis
Dix	Dolecheck	Drake	Eichhorn
Elgin	Foege	Freeman	Frevert
Gaskill	Gipp	Granzow	Greimann
Greiner	Hahn	Hanson	Heaton
Heddens	Hoffman	Hogg	Horbach
Hunter	Huseman	Huser	Hutter
Jacobs	Jacoby	Jenkins	Jochum
Jones	Klemme	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Manternach	Mascher	McCarthy

Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, S.	Osterhaus	Paulsen
Petersen	Quirk	Raecker	Rants, Spkr.
Rasmussen	Rayhons	Reasoner	Roberts
Sands	Schickel	Shomshor	Shoultz
Smith	Stevens	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Whitaker
Whitead	Wilderdyke	Winckler	Wise
Carroll, Presiding			

The nays were, none.

Absent or not voting, 3:

Fallon	Ford	Kramer
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

[House File 2569](#), a bill for an act establishing a county enforcement surcharge for citations issued by the county sheriff, was taken up for consideration.

Hogg of Linn offered the following amendment [H-8378](#) filed by him and moved its adoption:

[H-8378](#)

- 1 Amend [House File 2569](#) as follows:
- 2 1. Page 1, by striking lines 1 through 5.
- 3 2. Page 2, lines 20 and 21, by striking the words
- 4 "the county has adopted a resolution pursuant to
- 5 section 331.301, subsection 16, and".

Amendment [H-8378](#) lost.

SPECIAL PRESENTATION

Chambers of O'Brien introduced to the House the Honorable Rich Vande Hoef, former state representative from Osceola County.

The House rose and expressed its welcome.

Horbach of Tama moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2569](#))

The ayes were, 97:

Alons	Arnold	Baudler	Bell
Berry	Boal	Boddicker	Boggess
Bukta	Chambers	Cohoon	Connors
Dandekar	Davitt	De Boef	Dennis
Dix	Dolecheck	Drake	Eichhorn
Elgin	Foege	Freeman	Frevert
Gaskill	Gipp	Granzow	Greimann
Greiner	Hahn	Hanson	Heaton
Heddens	Hoffman	Hogg	Horbach
Hunter	Huseman	Huser	Hutter
Jacobs	Jacoby	Jenkins	Jochum
Jones	Klemme	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Manternach	Mascher	McCarthy
Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, S.	Osterhaus	Paulsen
Petersen	Quirk	Raecker	Rants, Spkr.
Rasmussen	Rayhons	Reasoner	Roberts
Sands	Schickel	Shomshor	Shoultz
Smith	Stevens	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Whitaker
Whitead	Wilderdyke	Winckler	Wise
Carroll, Presiding			

The nays were, none.

Absent or not voting, 3:

Fallon	Ford	Kramer
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 7, 2004, passed the following bill in which the concurrence of the Senate was asked:

[House File 265](#), a bill for an act relating to the withdrawal of blood without a warrant from a person under arrest for an operating-while-intoxicated offense when the arrest results from a traffic accident resulting in death or personal injury reasonably likely to cause death.

Also: That the Senate has on April 7, 2004, passed the following bill in which the concurrence of the Senate was asked:

[House File 2471](#), a bill for an act relating to a prisoner from another state being detained or committed to a county jail in this state, and providing an effective date.

Also: That the Senate has on April 7, 2004, passed the following bill in which the concurrence of the Senate was asked:

[House File 2551](#), a bill for an act relating to programs under the authority of the department of public health.

MICHAEL E. MARSHALL, Secretary

HOUSE FILES 2292 and 2456 WITHDRAWN

Horbach of Tama asked and received unanimous consent to withdraw House Files 2292 and 2456 from further consideration by the House.

HOUSE FILES 2377 and 2474 WITHDRAWN

Lalk of Fayette asked and received unanimous consent to withdraw House Files 2377 and 2474 from further consideration by the House.

IMMEDIATE MESSAGES

Gipp of Winneshiek asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2567 and 2569.**

INTRODUCTION OF BILLS

[House File 2572](#), by committee on ways and means, a bill for an act relating to the procedures and duties of the clerk of the district court and the judicial branch, and providing for a fee.

Read first time and placed on the **ways and means calendar.**

[House File 2573](#), by committee on appropriations, a bill for an act regulating animal health by the department of agriculture and land stewardship, making an appropriation, and making penalties applicable.

Read first time and placed on the **appropriations calendar**.

SPECIAL PRESENTATION

Lukan of Dubuque introduced to the House the Honorable Joe Ertl, former state representative from Dubuque County.

The House rose and expressed its welcome.

Mascher of Johnson introduced to the House the Honorable Paul Scherrman, former state representative from Dubuque County.

The House rose and expressed its welcome.

SENATE AMENDMENT CONSIDERED

Baudler of Adair called up for consideration [House File 2259](#), a bill for an act relating to the selling and purchasing of products containing pseudoephedrine, and providing penalties, amended by the Senate, and moved that the House concur in the following Senate amendment [H-8419](#):

[H-8419](#)

- 1 Amend [House File 2259](#), as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 1, by striking lines 23 through 26, and
- 4 inserting the following:
- 5 "Iowa law prohibits the sale or purchase of more
- 6 than two packages containing pseudoephedrine as the
- 7 sole active ingredient."
- 8 2. Page 2, by striking lines 18 through 20 and
- 9 inserting the following:
- 10 "9. This section shall not apply to the following:
- 11 a. Any package of a product containing
- 12 pseudoephedrine as the product's sole active
- 13 ingredient which is in liquid form.
- 14 b. Any package of a product containing
- 15 pseudoephedrine as the product's sole active
- 16 ingredient which is primarily intended for

17 administration to children under twelve years of age
 18 according to the label, regardless of whether the
 19 product is in liquid or solid form.
 20 c. Any package of a product containing
 21 pseudoephedrine as the product's sole active
 22 ingredient that the board of pharmacy examiners, with
 23 the concurrence of the department of public safety,
 24 upon application of a manufacturer, exempts from this
 25 section because the product is formulated to
 26 effectively prevent conversion of the active
 27 ingredient into methamphetamine or its salts or
 28 precursors. The board of pharmacy examiners, with the
 29 concurrence of the department of public safety, shall
 30 adopt rules pursuant to chapter 17A to administer this
 31 paragraph."

The motion prevailed and the House concurred in the Senate amendment [H-8419](#).

Baudler of Adair moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2259](#))

The ayes were, 97:

Alons	Arnold	Baudler	Bell
Berry	Boal	Boddicker	Boggess
Bukta	Chambers	Cohoon	Connors
Dandekar	Davitt	De Boef	Dennis
Dix	Dolecheck	Drake	Eichhorn
Elgin	Foege	Freeman	Frevert
Gaskill	Gipp	Granzow	Greimann
Greiner	Hahn	Hanson	Heaton
Heddens	Hoffman	Hogg	Horbach
Hunter	Huseman	Huser	Hutter
Jacobs	Jacoby	Jenkins	Jochum
Jones	Klemme	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Manternach	Mascher	McCarthy
Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, S.	Osterhaus	Paulsen
Petersen	Quirk	Raecker	Rants, Spkr.
Rasmussen	Rayhons	Reasoner	Roberts
Sands	Schickel	Shomshor	Shultz
Smith	Stevens	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes

Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Whitaker
Whitead	Wilderdyke	Winckler	Wise
Carroll, Presiding			

The nays were, none.

Absent or not voting, 3:

Fallon	Ford	Kramer
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SENATE AMENDMENT CONSIDERED

Drake of Pottawattamie called up for consideration [House File 2262](#), a bill for an act relating to public retirement systems, including the public safety peace officers' retirement, accident, and disability system, the Iowa public employees' retirement system, and the statewide fire and police retirement system, and providing effective and retroactive applicability dates, amended by the Senate, with the following Senate amendment [H-8394](#):

[H-8394](#)

1 Amend [House File 2262](#), as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 2, by inserting after line 26 the
 4 following:
 5 "Sec. ____ Section 97B.1A, subsection 22, Code
 6 Supplement 2003, is amended to read as follows:
 7 22. "Special service" means service for an
 8 employer while employed in a protection occupation as
 9 provided in section 97B.49B, and as a county sheriff;
 10 ~~or deputy sheriff, or airport fire fighter~~ as provided
 11 in section 97B.49C."
 12 2. Page 14, by inserting after line 7 the
 13 following:
 14 "Sec. ____ Section 97B.49B, subsection 1,
 15 paragraph c, Code Supplement 2003, is amended to read
 16 as follows:
 17 c. "Eligible service" means membership and prior
 18 service in a protection occupation. In addition, for
 19 a member with membership and prior service in a
 20 protection occupation described in paragraph "e",
 21 subparagraph (2), eligible service includes membership

22 and prior service as a sheriff, ~~or~~ deputy sheriff, ~~or~~
 23 ~~airport fire fighter~~ as defined in section 97B.49C.
 24 Sec. ____ Section 97B.49B, subsection 1, paragraph
 25 e, Code Supplement 2003, is amended by adding the
 26 following new subparagraph:
 27 NEW SUBPARAGRAPH. (8) An airport fire fighter
 28 employed by the military division of the department of
 29 public defense.
 30 Sec. ____ Section 97B.49B, subsection 3, paragraph
 31 b, Code Supplement 2003, is amended by adding the
 32 following new subparagraph:
 33 NEW SUBPARAGRAPH. (7) For the fiscal year
 34 commencing July 1, 2004, and each succeeding fiscal
 35 year, there is appropriated from the general fund of
 36 the state to the system, from funds not otherwise
 37 appropriated, an amount necessary to pay the employer
 38 share of the cost of the additional benefits provided
 39 to airport fire fighters under this section.
 40 Sec. ____ Section 97B.49C, subsection 1, paragraph
 41 a, Code Supplement 2003, is amended by striking the
 42 paragraph.
 43 Sec. ____ Section 97B.49C, subsection 1, paragraph
 44 d, Code Supplement 2003, is amended to read as
 45 follows:
 46 d. "Eligible service" means membership and prior
 47 service as ~~an airport fire fighter,~~ a sheriff, and
 48 deputy sheriff under this section. In addition,
 49 eligible service includes membership and prior service
 50 as a marshal in a city not covered under chapter 400

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1 or a fire fighter or police officer of a city not
 2 participating in the retirement systems established in
 3 chapter 410 or 411, and as an airport fire fighter
 4 prior to July 1, 1994.
 5 Sec. ____ Section 97B.49C, subsection 2, Code
 6 Supplement 2003, is amended to read as follows:
 7 2. CALCULATION OF MONTHLY ALLOWANCE.
 8 a. Notwithstanding other provisions of this
 9 chapter, a member who retires from employment as a
 10 sheriff, deputy sheriff, or airport fire fighter on or
 11 after July 1, 1994, and before July 1, 2004, and at
 12 the time of retirement is at least fifty-five years of
 13 age may elect to receive, in lieu of the receipt of
 14 any benefits as calculated pursuant to section 97B.49A
 15 or 97B.49D, a monthly retirement allowance equal to
 16 one-twelfth of an amount equal to the applicable
 17 percentage of the three-year average covered wage as a
 18 member who has been employed in eligible service
 19 multiplied by a fraction of years of service, with
 20 benefits payable during the member's lifetime.

21 b. Notwithstanding other provisions of this
22 chapter, a member who retires from employment as a
23 sheriff or deputy sheriff on or after July 1, 2004,
24 and at the time of retirement is either at least
25 fifty-five years of age or is at least the applicable
26 early retirement age with at least twenty-two years of
27 eligible service may elect to receive, in lieu of the
28 receipt of any benefits as calculated pursuant to
29 section 97B.49A or 97B.49D, a monthly retirement
30 allowance equal to one-twelfth of an amount equal to
31 the applicable percentage of the three-year average
32 covered wage as a member who has been employed in
33 eligible service multiplied by a fraction of years of
34 service, with benefits payable during the member's
35 lifetime.
36 c. For purposes of this subsection, "applicable
37 early retirement age" means the following:
38 (1) For each active or inactive vested member
39 retiring on or after July 1, 2004, and before July 1,
40 2005, fifty-four years of age.
41 (2) For each active or inactive vested member
42 retiring on or after July 1, 2005, and before July 1,
43 2006, fifty-three years of age.
44 (3) For each active or inactive vested member
45 retiring on or after July 1, 2006, and before July 1,
46 2007, fifty-two years of age.
47 (4) For each active or inactive vested member
48 retiring on or after July 1, 2007, and before July 1,
49 2008, fifty-one years of age.
50 (5) For each active or inactive vested member

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1 retiring on or after July 1, 2008, fifty years of age.
2 Sec. ____. Section 97B.49C, subsection 3, paragraph
3 a, Code Supplement 2003, is amended to read as
4 follows:
5 a. Annually, the system shall actuarially
6 determine the cost of the ~~additional~~ benefits provided
7 for members covered under this section as a percentage
8 of the covered wages of the employees covered by this
9 section. ~~Sixty~~ Fifty percent of the cost shall be
10 paid by the employers of employees covered under this
11 section and ~~forty~~ fifty percent of the cost shall be
12 paid by the employees. The employer and employee
13 contributions required under this paragraph are in
14 ~~addition to lieu~~ in lieu of the contributions paid under
15 sections 97B.11 and 97B.11A. ~~However, the cost of~~
16 ~~including service as an airport fire fighter prior to~~
17 ~~July 1, 1994, as eligible service under this section~~
18 ~~shall not affect the contribution rates calculated and~~
19 ~~paid by the member or the employer under this section.~~

20 Sec. ____ Section 97B.49C, subsection 3, paragraph
21 b, Code Supplement 2003, is amended to read as
22 follows:

23 b. ~~(4)~~ Annually, during each fiscal year
24 commencing with the fiscal year beginning July 1,
25 1988, each county shall pay to the system the amount
26 necessary to pay the employer share of the cost of the
27 ~~additional~~ benefits provided to sheriffs and deputy
28 sheriffs.

29 ~~(2) For the fiscal year commencing July 1, 1994,~~
30 ~~and each succeeding fiscal year, there is appropriated~~
31 ~~from the general fund of the state to the system, from~~
32 ~~funds not otherwise appropriated, an amount necessary~~
33 ~~to pay the employer share of the cost of the~~
34 ~~additional benefits provided to airport fire fighters~~
35 ~~under this section."~~

36 3. Page 16, by inserting after line 32 the
37 following:

38 "Sec. ____ Section 97B.52, subsection 1, paragraph
39 a, subparagraph (3), Code Supplement 2003, is amended
40 to read as follows:

41 (3) For service as a sheriff, ~~or~~ deputy sheriff,
42 ~~or airport fire fighter~~, as provided in section
43 97B.49C, the applicable denominator is twenty-two."

44 4. Page 17, by inserting after line 17 the
45 following:

46 "Sec. ____ Section 97B.52A, subsection 1,
47 paragraph c, Code Supplement 2003, is amended to read
48 as follows:

49 c. For a member whose first month of entitlement
50 is July 2000 or later, the member does not return to

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1 any employment with a covered employer until the
2 member has qualified for at least one calendar month
3 of retirement benefits, and the member does not return
4 to covered employment until the member has qualified
5 for no fewer than four calendar months of retirement
6 benefits. For purposes of this paragraph, effective
7 July 1, 2000, any employment with a covered employer
8 does not include employment as an elective official or
9 member of the general assembly if the member is not
10 covered under this chapter for that employment. For
11 purposes of determining a bona fide retirement under
12 this paragraph and for a member whose first month of
13 entitlement is July 2004 or later, but before July
14 2006, covered employment does not include employment
15 as a licensed health care professional by a public
16 hospital as defined in section 249I.3."

17 5. Page 22, by inserting after line 5 the
18 following:

19 "Sec. ____ Section 411.6, subsection 7, paragraph
20 c, Code 2003, is amended to read as follows:
21 c. Should a disability beneficiary under age
22 fifty-five be employed in a public safety occupation,
23 the disability beneficiary's retirement allowance
24 shall cease. Notwithstanding any provision of this
25 chapter to the contrary, if a disability beneficiary
26 is employed in a public safety occupation that would
27 otherwise constitute membership service, the
28 disability beneficiary shall not become a member of
29 the system. For purposes of this paragraph, "public
30 safety occupation" means a peace officer, as defined
31 in section 97A.1; a protection occupation, as defined
32 in section 97B.49B; a sheriff, or deputy sheriff, ~~or~~
33 ~~airport fire fighter~~, as defined in section 97B.49C;
34 and a police officer or fire fighter as defined in
35 section 411.1, who was not restored to active service
36 as provided by this subsection.

37 Sec. ____ Section 724.6, subsection 2, Code 2003,
38 is amended to read as follows:

39 2. Notwithstanding subsection 1, fire fighters, as
40 defined in section 411.1, subsection 9, airport fire
41 fighters included under section ~~97B.49C~~ 97B.49B,
42 emergency rescue technicians, and emergency medical
43 care providers, as defined in section 147A.1, shall
44 not, as a condition of employment, be required to
45 obtain a permit under this section. However, the
46 provisions of this subsection shall not apply to a
47 person designated as an arson investigator by the
48 chief fire officer of a political subdivision."

49 6. Page 23, by inserting after line 18 the
50 following:

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1 "Sec. ____ LICENSED HEALTH CARE PROFESSIONALS –
2 BONA FIDE RETIREMENT REPORT. The Iowa public
3 employees' retirement system and the Iowa hospital
4 association shall each submit a report to the general
5 assembly by December 1, 2006, concerning the costs and
6 effectiveness of the provision of this Act amending
7 section 97B.52A that provides that covered employment,
8 for purposes of establishing a bona fide retirement,
9 does not include employment as a licensed health care
10 professional by a public hospital as defined in
11 section 249I.3. Each report shall provide statistics
12 concerning the number of members taking advantage of
13 this provision, the costs and financial benefits, if
14 any, associated with this provision, and
15 recommendations for further action."

16 7. Page 29, by inserting after line 5 the
17 following:

18 "DIVISION IV
19 JUDICIAL RETIREMENT SYSTEM
20 Sec. ____ JUDICIAL RETIREMENT SYSTEM – SPECIAL
21 VESTING PROVISION.

22 1. Notwithstanding any provision of chapter 602 to
23 the contrary, a judge who has had an aggregate of at
24 least four years of service as a judge of one or more
25 of the courts as of the effective date of this section
26 of this Act shall be deemed to have had at least six
27 years of service as a judge for purposes of
28 determining the judge's eligibility for a retirement
29 benefit under the retirement system pursuant to
30 sections 602.9106, 602.9108, and 602.9112, and section
31 602.9107C, subsection 1.

32 2. This section of this Act, being deemed of
33 immediate importance, takes effect upon enactment."

34 8. Page 29, by inserting after line 5 the
35 following:

36 "DIVISION V
37 MISCELLANEOUS PROVISIONS
38 Sec. ____ NEW SECTION. 70A.17B PAYROLL DEDUCTION
39 FOR ADDITIONAL INSURANCE COVERAGE.

40 1. The state officer in charge of any of the state
41 payroll systems shall deduct from the wages or
42 salaries of a state officer or employee an amount
43 specified by the officer or employee for payment to
44 any company authorized to do business in this state
45 for the purpose of purchasing insurance if all of the
46 following conditions are met:

- 47 a. At least five hundred state officers or
48 employees request the deduction to purchase insurance
49 from the same company.
50 b. The request for the payroll deduction is made

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1 by the state officer or employee in writing to the
2 officer in charge of the program.

3 c. The pay period during which the deduction is
4 made, the frequency, and the amount of the deduction
5 are compatible with the payroll system.

6 d. The insurance coverage to be purchased is not
7 provided by the state.

8 e. The company providing the insurance enters into
9 a written agreement with the state delineating each
10 party's rights and responsibilities.

11 2. The moneys deducted under this section shall be
12 paid to the company designated by the requesting state
13 officers or employees. The deduction may be made even
14 though the compensation paid to an officer or employee
15 is reduced to an amount below the minimum prescribed
16 by law. Payment to an officer or employee of

17 compensation less the deduction shall constitute a
18 full discharge of claims and demands for services
19 rendered by the officer or employee during the period
20 covered by the payment. The request for the deduction
21 may be withdrawn at any time by filing a written
22 notification of withdrawal with the state officer in
23 charge of any of the state payroll systems.

24 3. The department of administrative services
25 reserves the right to terminate an insurance company's
26 participation in the program if the department
27 receives complaints regarding the actions of the
28 insurance company or its agents in relation to the
29 program and such termination would be in the best
30 interest of the state officers and employees, the
31 department makes a determination that the insurance
32 company has engaged in a pattern or practice of
33 unfair, misleading, or fraudulent acts and such
34 termination would be in the best interest of the state
35 officers and employees, or the commissioner of
36 insurance determines that the company has engaged in
37 practices that would otherwise disqualify the company
38 from providing insurance coverage in Iowa.

39 4. The department is authorized to establish and
40 collect an administrative fee as deemed necessary and
41 appropriate in an amount not to exceed the state's
42 actual cost of providing the payroll deduction
43 service."

44 9. Title page, line 1, by inserting after the
45 words "retirement systems" the following: "and other
46 employee benefit related matters".

47 10. Title page, line 4, by striking the words
48 "system, and" and inserting the following: "system,".

49 11. Title page, line 4, by inserting after the
50 words "retirement system," the following: "and the

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1 judicial retirement system,".

2 12. By renumbering, relettering, or redesignating
3 and correcting internal references as necessary.

The House stood at ease at 4:35 p.m., until the fall of the gavel.

The House resumed session and consideration of Senate amendment [H-8394](#), to [House File 2262](#) at 5:05 p.m., Roberts of Carroll in the chair.

Drake of Pottawattamie moved that the House concurred in the Senate amendment [H-8394](#).

Roll call was requested by Murphy of Dubuque and Wise of Lee.

On the question "Shall the House concur in the Senate amendment [H-8394?](#)" ([H.F. 2262](#))

The ayes were, 54:

Alons	Arnold	Baudler	Boal
Boddicker	Bogges	Carroll	Chambers
De Boef	Dennis	Dix	Dolecheck
Drake	Eichhorn	Elgin	Freeman
Gipp	Granzow	Greiner	Hahn
Hanson	Heaton	Hoffman	Horbach
Huseman	Hutter	Jacobs	Jenkins
Jones	Klemme	Kurtenbach	Lalk
Lukan	Maddox	Manternach	Olson, S.
Paulsen	Raeker	Rants, Spkr.	Rasmussen
Rayhons	Sands	Schickel	Struyk
Taylor, D.	Tjepkes	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.	Watts
Wildurdyke	Roberts,		
	Presiding		

The nays were, 44:

Bell	Berry	Bukta	Cohoon
Connors	Dandekar	Davitt	Fallon
Foege	Frevert	Gaskill	Greimann
Heddens	Hogg	Hunter	Huser
Jacoby	Jochum	Kuhn	Lensing
Lykam	Mascher	McCarthy	Mertz
Miller	Murphy	Oldson	Olson, D.
Osterhaus	Petersen	Quirk	Reasoner
Shomshor	Shoultz	Smith	Stevens
Swaim	Taylor, T.	Thomas	Wendt
Whitaker	Whitead	Winckler	Wise

Absent or not voting, 2:

Ford	Kramer
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The House concurred in the Senate amendment [H-8394](#).

Drake of Pottawattamie moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2262](#))

The ayes were, 83:

Alons	Arnold	Baudler	Bell
Berry	Boal	Boddicker	Bogges
Carroll	Chambers	Connors	Dandekar
Davitt	De Boef	Dennis	Dix
Dolecheck	Drake	Eichhorn	Elgin
Foege	Freeman	Gaskill	Gipp
Granzow	Greimann	Greiner	Hahn
Hanson	Heaton	Heddens	Hoffman
Hogg	Horbach	Huseman	Huser
Hutter	Jacobs	Jacoby	Jenkins
Jones	Klemme	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Manternach	Mascher	McCarthy
Mertz	Oldson	Olson, D.	Olson, S.
Paulsen	Petersen	Quirk	Raecker
Rants, Spkr.	Rasmussen	Rayhons	Sands
Schickel	Shomshor	Smith	Stevens
Struyk	Swaim	Taylor, D.	Thomas
Tjepkes	Tymeson	Upmeyer	Van Engelenhoven
Van Fossen, J.K.	Van Fossen, J.R.	Watts	Whitaker
Wilderdyke	Winckler	Roberts, Presiding	

The nays were, 15:

Bukta	Cohoon	Fallon	Frevert
Hunter	Jochum	Miller	Murphy
Osterhaus	Reasoner	Shoultz	Taylor, T.
Wendt	Whitead	Wise	

Absent or not voting, 2:

Ford	Kramer
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2259** and **2262**.

SENATE AMENDMENT CONSIDERED

Baudler of Adair called up for consideration [House File 2393](#), a bill for an act relating to the regulation of target shooting near

buildings and feedlots and the regulation of public hunting near buildings and feedlots and providing an effective date, amended by the Senate, and moved that the House concur in the following Senate amendment [H-8420](#):

[H-8420](#)

1 Amend [House File 2393](#), as passed by the House, as
2 follows:
3 1. Page 1, line 5, by inserting after the word
4 "range" the following: "that is open to the public".
5 2. Page 1, line 13, by striking the word "range,"
6 and inserting the following: "range that is open to
7 the public and".

A non-record roll call was requested.

The ayes were 52, nays 33.

The motion prevailed and the House concurred in the Senate amendment [H-8420](#).

Baudler of Adair moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2393](#))

The ayes were, 74:

Alons	Arnold	Baudler	Bell
Berry	Boal	Boddicker	Boggess
Bukta	Carroll	Chambers	Cohoon
Dandekar	Davitt	De Boef	Dennis
Dix	Dolecheck	Drake	Eichhorn
Elgin	Fallon	Foege	Freeman
Frevert	Gipp	Granzow	Greiner
Hahn	Hanson	Heaton	Hoffman
Horbach	Huseman	Huser	Hutter
Jacobs	Jenkins	Jones	Klemme
Kurtenbach	Lalk	Lukan	Lykam
Maddox	Manternach	Mertz	Olson, S.
Osterhaus	Paulsen	Quirk	Raecker
Rants, Spkr.	Rasmussen	Rayhons	Sands
Schickel	Stevens	Struyk	Swaim
Taylor, D.	Thomas	Tjepkes	Tymeson

Upmeyer	Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.
Watts	Wendt	Whitaker	Wilderdyke
Wise	Roberts,		
	Presiding		

The nays were, 24:

Connors	Gaskill	Greimann	Heddens
Hogg	Hunter	Jacoby	Jochum
Kuhn	Lensing	Mascher	McCarthy
Miller	Murphy	Oldson	Olson, D.
Petersen	Reasoner	Shomshor	Shultz
Smith	Taylor, T.	Whitead	Winckler

Absent or not voting, 2:

Ford	Kramer
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Jacobs of Polk asked and received unanimous consent that [House File 2393](#) be immediately messaged to the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 7, 2004, amended and passed the following bill in which the concurrence of the Senate was asked:

[House File 2484](#), a bill for an act relating to the regulation of financial institutions including banks, credit unions, and real property loan lenders.

Also: That the Senate has on April 7, 2004, passed the following bill in which the concurrence of the Senate was asked:

[House File 2558](#), a bill for an act relating to crimes against members of the species homo sapiens at any stage of development and making penalties applicable.

Also: That the Senate has on April 7, 2004, passed the following bill in which the concurrence of the House is asked:

[Senate File 2215](#), a bill for an act relating to the investment of moneys of the Iowa finance authority in funds within the office of the treasurer of state.

MICHAEL E. MARSHALL, Secretary

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

MARGARET A. THOMSON
Chief Clerk of the House

- 2004\1219 Katherine Knutsen, Carroll High School – For being named a State of Iowa Scholar.
- 2004\1220 Jaelyn Helling, Carroll High School – For being named a State of Iowa Scholar.
- 2004\1221 Crystal Bennett, Carroll High School – For being named a State of Iowa Scholar.
- 2004\1222 Noah Kruse, Wall Lake View-Auburn High School – For being named a State of Iowa Scholar.
- 2004\1223 Lindi Lapel, Wall Lake View-Auburn High School – For being named a State of Iowa Scholar.
- 2004\1224 Natalie Olson, I-K-M High School – For being named a State of Iowa Scholar.
- 2004\1225 David A. VonAhnen, Marshalltown – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2004\1226 Clem and Evie Schroeder, Hubbard – For celebrating their 50th wedding anniversary.
- 2004\1227 Mervin Hyland, Radcliffe – For celebrating his 80th birthday.
- 2004\1228 Robert Pekarek, Iowa Falls – For celebrating his 80th birthday.
- 2004\1229 Delbert Harken, Ackley – For celebrating his 80th birthday.
- 2004\1230 Martha Kruetzmann, Hubbard – For celebrating her 96th birthday.
- 2004\1231 Chris Jones, Jesup – For receiving the Heroism Award.
- 2004\1232 James Pusey, Wayland – For being selected by Schantz-Mitchel American legion Post #593 to attend Boys State.

- 2004\1233 Zack Johnson, Crawfordsville – For being selected by Schantz-Mitchell American Legion Post #593 to attend Boys State.
- 2004\1234 Doug Quackenbush, Jesup – For receiving the Heroism Award.
- 2004\1235 Cody Schmitz, AR-WE-VA High School – For being named a State of Iowa Scholar.
- 2004\1236 Holly Feser, Manning High School – For being named a State of Iowa Scholar.
- 2004\1237 Joshua Williams, Kuemper High School – For being named a State of Iowa Scholar.
- 2004\1238 Megan Snyder, Kuemper High School – For being named a State of Iowa Scholar.
- 2004\1239 Neal Molitor, Kuemper High School – For being named a State of Iowa Scholar.
- 2004\1240 Robyn Klocke, Kuemper High School – For being named a State of Iowa Scholar.
- 2004\1241 Cole Feldman, Kuemper High School – For being named a State of Iowa Scholar.
- 2004\1242 Andrea Clancy, Kuemper High School – For being named a State of Iowa Scholar.
- 2004\1243 Jenny Smith, Carroll High School – For being named a State of Iowa Scholar.
- 2004\1244 Anna Sander, Kuemper High School – For being named a State of Iowa Scholar.
- 2004\1245 Helen Clute, Waterloo – For celebrating her 80th birthday.
- 2004\1246 Al Strubel, Waterloo – For celebrating his 80th birthday.
- 2004\1247 Larry and Jere Klein, Waterloo – For celebrating their 50th wedding anniversary.
- 2004\1248 Ina Picht, Nevada – For celebrating her 101st birthday.
- 2004\1249 Ryan Helenthal, Keokuk High School – For being named to the Southeast Conference all-conference first team in wrestling.
- 2004\1250 Robert Treadwell, Keokuk High School – For earning the second team honors in the Southeast Conference all-conference wrestling.
- 2004\1251 Matt Briggs, Keokuk High School – For earning the second team honors in the Southeast Conference all-conference wrestling.

- 2004\1252 Tyler Mueller, Keokuk High School – For earning second team honors in the Southeast Conference all-conference wrestling.
- 2004\1253 Nora Tran, Keokuk High School – For being chosen to represent Keokuk High School in the All-Iowa Honor Drill Team.
- 2004\1254 Carly Babington, Keokuk High School – For being chosen to represent Keokuk High School in the All-Iowa Honor Drill Team.
- 2004\1255 Brooke Lindner, Keokuk High School – For being chosen to represent Keokuk High School in the All-Iowa Honor Drill Team.
- 2004\1256 Benjamin Huber, Janesville Junior-Senior High School – For being named a State of Iowa Scholar.
- 2004\1257 Derek Wagner, Oelwein High School – For being named a State of Iowa Scholar.
- 2004\1258 Andrew Pelc, Oelwein High School – For being named a State of Iowa Scholar.
- 2004\1259 Emily Muff, North Fayette High School – For being named a State of Iowa Scholar.
- 2004\1260 Sarah McSweeny, West Central Jr.-Sr. High School – For being named a State of Iowa Scholar.
- 2004\1261 Lindsey Loban, Oelwein High School – For being named a State of Iowa Scholar.
- 2004\1262 Lindsay Klinkefus, North Fayette High School – For being named a State of Iowa Scholar.
- 2004\1263 Sandra Imoehl, Oelwein High School – For being named a State of Iowa Scholar.
- 2004\1264 Kyle Hornberg, Oelwein High School – For being named a State of Iowa Scholar.
- 2004\1265 John Hofmeyer, Oelwein High School – For being named a State of Iowa Scholar.
- 2004\1266 Meredith Schaffner, Sumner Jr.-Sr. High School – For being named a State of Iowa Scholar.
- 2004\1267 Chelse Monnier, Tripoli Middle-Senior High School – For being named a State of Iowa Scholar.
- 2004\1268 Micheal Moeller, Tripoli Middle-Senior High School – For being named a State of Iowa Scholar.

- 2004\1269 Anna Moeller, Denver Senior High School – For being named a State of Iowa Scholar.
- 2004\1270 Katherine Menning, Denver Senior High School – For being named a State of Iowa Scholar.
- 2004\1271 Ryan Kuker, Wapsie Valley High School – For being named a State of Iowa Scholar.
- 2004\1272 Joshua Frederick, Tripoli Middle-Senior High School – For being named a State of Iowa Scholar.
- 2004\1273 Jonathan Empie, Denver Senior High School – For being named a State of Iowa Scholar.
- 2004\1274 Kara Bantz, Wapsie Valley High School – For being named a State of Iowa Scholar.
- 2004\1275 Dustin Albrecht, Wapsie Valley High School – For being named a State of Iowa Scholar.
- 2004\1276 Laurie Bailey, Wapsie Valley High School – For being named a State of Iowa Scholar.
- 2004\1277 Lindsey Armbruster, North Scott High School – For being named a State of Iowa Scholar.
- 2004\1278 Sara Boeding, North Scott High School – For being named a State of Iowa Scholar.
- 2004\1279 Jay Burmeister, North Scott High School – For being named a State of Iowa Scholar.
- 2004\1280 Lucas Cook, Davenport West High School – For being named a State of Iowa Scholar.
- 2004\1281 Lindsey Creedon, North Scott High School – For being named a State of Iowa Scholar.
- 2004\1282 Elizabeth Douglass, North Scott High School – For being named a State of Iowa Scholar.
- 2004\1283 Jason Feipel, Davenport West High School – For being named a State of Iowa Scholar.
- 2004\1284 Joyce Ferry, North Scott High School – For being named a State of Iowa Scholar.
- 2004\1285 Sarah Freitag, Davenport West High School – For being named a State of Iowa Scholar.

- 2004\1286 Emily Goebel, Davenport West High School – For being named a State of Iowa Scholar.
- 2004\1287 Adrienne Hoffman, North Scott High School – For being named a State of Iowa Scholar.
- 2004\1288 Melissa Kopf, Davenport West High School – For being named a State of Iowa Scholar.
- 2004\1289 Meaghan Leggins, North Scott High School – For being named a State of Iowa Scholar.
- 2004\1290 Kelly Peacock, North Scott High School – For being named a State of Iowa Scholar.
- 2004\1291 Audrey Pohlmann, Davenport West High School – For being named a State of Iowa Scholar.
- 2004\1292 Adam Coster, Grinnell – For being named a State of Iowa Scholar.
- 2004\1293 Lea Vogt, Waterloo – For celebrating her 90th birthday.
- 2004\1294 Ella Ullrich, Whiting – For celebrating her 95th birthday.
- 2004\1295 Elizabeth Kolbe, Grinnell – For being named a State of Iowa Scholar.
- 2004\1296 Daniel Hanson, Grinnell – For being named a State of Iowa Scholar.
- 2004\1297 Rebecca Godar, Grinnell – For being named a State of Iowa Scholar.
- 2004\1298 Bethany Buchanan, Grinnell – For being named a State of Iowa Scholar.
- 2004\1299 Marly Wooster, Grinnell – For being named a State of Iowa Scholar.
- 2004\1300 Aaron Alcock, Oskaloosa – For being named a State of Iowa Scholar.
- 2004\1301 Deborah Kaiser, Montezuma – For being named a State of Iowa Scholar.
- 2004\1302 Heather Watson, Grinnell – For being named a State of Iowa Scholar.
- 2004\1303 Jacob Vetter, Grinnell – For being named a State of Iowa Scholar.
- 2004\1304 Maggie Harms, Oskaloosa – For being named a State of Iowa Scholar.

- 2004\1305 Michelle Foster, Oskaloosa – For being named a State of Iowa Scholar.
- 2004\1306 Carmen DeJong, Oskaloosa – For being named a State of Iowa Scholar.
- 2004\1307 Abby Chamra, Rose Hill – For being named a State of Iowa Scholar.
- 2004\1308 Alissa Zickefoose, Oskaloosa – For being named a State of Iowa Scholar.
- 2004\1309 Gina Messamer, Oskaloosa – For being named a State of Iowa Scholar.
- 2004\1310 Scotta McLellan, Oskaloosa – For being named a State of Iowa Scholar.
- 2004\1311 City of Alden – For celebrating its Sesquicentennial Anniversary Year.
- 2004\1312 Nick Ruhter, Dubuque – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2004\1313 Nathan W. Schultz, Dubuque – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.

SUBCOMMITTEE ASSIGNMENT

[Senate File 2303](#)

Ways and Means: Kramer, Chair; Boal and Frevert.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

MARGARET A. THOMSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

[Senate File 2153](#), a bill for an act relating to the funding of efforts to alleviate a public health emergency or disaster.

Fiscal Note is not required.

Recommended **Do Pass** April 5, 2004.

Senate File 2288, a bill for an act appropriating federal funds made available from federal block grants and other federal grants, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated.

Fiscal Note is not required.

Recommended **Do Pass** April 5, 2004.

Committee Bill (Formerly **House File 2478**), regulating animal health by the department of agriculture and land stewardship, making an appropriation, and making penalties applicable.

Fiscal Note is not required.

Recommended **Do Pass** April 7, 2004.

COMMITTEE ON WAYS AND MEANS

Senate File 2289, a bill for an act relating to various duties of the county treasurer and to certain fees collected by the county treasurer.

Fiscal Note is not required.

Recommended **Do Pass** April 7, 2004.

Senate File 2295, a bill for an act allowing individual income tax credits for contributions made to certain school tuition organizations and including an applicability date provision.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8444** April 7, 2004.

Committee Bill (Formerly **House File 2442**), relating to the procedures and duties of the clerk of the district court and the judicial branch, and providing for a fee.

Fiscal Note is not required.

Recommended **Do Pass** April 7, 2004.

Committee Bill (Formerly **House Study Bill 727**), relating to the technical administration of the tax and related laws by the department of revenue, including administration of state individual income, corporate income, insurance premiums, sales, use, property, motor fuel, special fuel, cigarette, and tobacco taxes, and making penalties applicable and providing a retroactive applicability date provision.

Fiscal Note is not required.

Recommended **Amend and Do Pass** April 7, 2004.

RESOLUTIONS FILED

[HR 162](#), by Lensing, a resolution identifying suicide as a problem affecting the entire state and supporting the development of suicide prevention activities.

Laid over under **Rule 25**.

[HR 163](#), by Raecker, a resolution recognizing the achievements of the Urbandale Senior League All Star Team in winning the Central Regional Championship of the 2003 Senior League Baseball World Series.

Laid over under **Rule 25**.

[HR 164](#), by J.K. Van Fossen, a resolution requesting the United States Congress to expand the physical presence standard for the imposition of state and local business activity taxes.

Laid over under **Rule 25**.

[SCR 109](#), by Putney, a concurrent resolution to honor the Meskwaki tribe members who served as Code Talkers in North Africa during World War II and to request that Congress and the President of the United States honor all Code Talkers who served in the United States armed forces.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-8443	S.F.	2298	Granzow of Hardin
H-8444	S.F.	2295	Committee on Ways and Means
H-8445	H.F.	2447	Senate Amendment
H-8446	S.F.	2298	Dolecheck of Ringgold
H-8447	S.F.	2298	Wise of Lee
			Thomas of Clayton
			Stevens of Dickinson
			Hoffman of Crawford
			Schickel of Cerro Gordo

Tjepkes of Webster
Lukan of Dubuque

Dandekar of Linn

On motion by Jacobs of Polk the House adjourned at 5:23 p.m.,
until 9:00 a.m., Thursday, April 8, 2004.